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DECLARATION OF MARY SUE HUBBARD IN  
SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION  
AND CLAIM AND DELIVERY OF PERSONAL PROPERTY.

I, MARY SUE HUBBARD, declare and say:

1. I am the wife of L. Ron Hubbard, who is an author and the Founder of the religion of Scientology, and have been married to him for the past thirty years, since 1952. I am submitting this declaration in order to establish that (1) the bulk of the property at issue in this case is the personal property of either myself or my husband, whose personal representative I am and always have been with respect to our jointly maintained personal property, (2) that these documents were placed with the Church of Scientology for safe-keeping, and (3) that these documents should be returned to the Church of Scientology for safe-keeping under the ultimate control and authority of my husband and myself.

2. My husband and I married at approximately the time Scientology began to develop. My husband founded Scientology and authored all of the writings on which it is based. From the very inception of Scientology until May, 1981, I worked actively in various capacities on behalf of Scientology and Scientology organizations. These included the post of Guardian Worldwide from 1966 to 1969, and the post of Controller from 1969 to May, 1981. These two posts were, at the time, high positions within the overall ecclesiastical structure of the religion of Scientology. Hence, as I will explain in greater detail below, I had an ongoing



1 working as well as personal relationship with my husband,  
2 and have and had first hand knowledge of how both my hus-  
3 band's and my personal property was to be handled by various  
4 Scientologists who were holding it on our behalf. I say on  
5 our behalf because at all times our personal property  
6 remained ours, and was never given to any individual or  
7 organization for their use except under circumstances and  
8 conditions which I will detail further on.

9       3. Initially let me provide the court with some  
10 additional background information in order to apprise the  
11 court of how my husband's and my personal property came to  
12 be in the possession of the Church of Scientology. During  
13 the early years of Scientology, my husband and I moved  
14 around a great deal. For instance, in the course of the  
15 year 1952, we stayed in Wichita, Kansas, Phoenix, Arizona,  
16 and London, England. Over the next several years we stayed  
17 for varying lengths of time in England, Spain, Philadelphia,  
18 Arizona, New Jersey, Ireland, and Washington, D.C. Probably  
19 our longest stay in one place was that in Washington, D.C.,  
20 where we lived from approximately September, 1956, until  
21 March, 1959. During all of these years, we were both very  
22 active in various aspects of the development of Scientology.  
23 My husband is a prolific writer and authored enormous  
24 amounts of Scientology related materials, as well as corre-  
25 spondence, memoranda and various other items.

26       4. In March, 1959, we left the United States in  
27 something of a rush, as we had received information from a  
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1 well informed friend of ours who worked for the United  
2 States government that the government was very hostile to  
3 Scientology, and he had advised us to leave the Washington,  
4 D.C. area if we wished to avoid difficulties with the  
5 government. I realize that the difficulties faced by either  
6 my husband or myself in the development of Scientology does  
7 not directly bear on this case, and I include such informa-  
8 tion because it helps to explain why we handled our personal  
9 property as we did over the years.

10         5. In March, 1959, we had a tremendous amount of per-  
11 sonal papers and other items, going all the way back to the  
12 1930's. These included correspondence, journals, manu-  
13 scripts, memorabilia, original Scientology materials  
14 authored by my husband, photographs, early writings, etc.  
15 Some of this related to me, but most of it related to my  
16 husband. When we left Washington, D.C., we did not want to  
17 cart these extensive materials with us, and we stored these  
18 materials in a private storage facility until we could  
19 regain them. These materials are what eventually ended up,  
20 as I will describe, in our personal storage at Gilman Hot  
21 Springs.

22         6. From 1959 to approximately 1966, my husband and I  
23 lived on a more or less permanent basis in England, again  
24 each of us active in various phases of Scientology. A great  
25 deal more of similar personal material to what I have  
26 described above was accumulated during these years. In  
27 1967, because of what we perceived as increasing hostility  
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1 to Scientology, my husband concluded that the only place  
2 where we would be able to live in peace was in international  
3 waters, and he began efforts to form the Sea Organization of  
4 Scientology. Ships were bought, and in November, 1967, we  
5 and our children moved aboard ships along with many other  
6 Scientologists. During the next approximately eight years,  
7 we lived on board ship, making occasional but unsuccessful  
8 efforts to settle ashore in one or another country.

9       7. Sometime after we went on board ship, all of our  
10 personal items from England were delivered to the ship.  
11 Indeed, in an excess of zeal, the people who gathered up  
12 these items for us gathered anything that related at all to  
13 my husband and mixed them in with our personal items. This  
14 occurred in 1968 and 1969. These materials were all stored  
15 in trunks on the ship, and eventually wound up in what was  
16 known as the Controller's (the post I held until 1981)  
17 Archives.

18       8. When my husband and I left the ship in 1975, we  
19 originally went to Florida, and thereafter moved around.  
20 For much of this time, my husband and I did not live  
21 together, as our respective work required our presence in  
22 different places. Although we often lived separately, and  
23 have done so for the past few years, we are not legally  
24 separated or divorced, and our marriage remained and remains  
25 intact to this day. In late 1978, the California Church  
26 purchased a facility at Gilman Hot Springs. The personal  
27 storage which we had left in Washington, D.C., later was  
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1 stored there and known by all to be our personal storage;  
2 various items from the years on the ship and the period  
3 after were also stored there. The materials from the years  
4 1959 to 1966 or 1967 were, on the other hand, stored in what  
5 was known as Controller's Archives in my office; these too  
6 were known to be my husband's and my personal storage.

7 9. With regard to the items of personal storage at  
8 both Gilman Hot Springs (kept in what was known as Household  
9 Unit or HU) and the Controller's Archives, it was esta-  
10 blished policy that no access was to be obtained to these  
11 materials unless my husband or I expressly consented, or the  
12 items were for our personal use. The reason that I say that  
13 it was established policy was that it would occasionally  
14 occur that someone would want access to something within our  
15 storage for use in Scientology, for some historical or  
16 research purpose. As my husband did not want to be bothered  
17 with this personally, he directed that access to any such  
18 materials could only be obtained by prior written permission  
19 by me. This policy was well known throughout the organiza-  
20 tion. As this policy indicates, it was the marital under-  
21 standing between my husband and me that I would take the  
22 primary responsibility for the maintenance of our jointly  
23 stored property.

24 10. On January 4, 1983, I had an opportunity to view  
25 the various materials presently being held by the court, and  
26 which had apparently been obtained by Gerry Armstrong.

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1 Mr. Armstrong had, and the court now has, the following  
2 material:

- 3           a. Large amounts of material from my husband's  
4                   and my personal storage at Gilman Hot  
5                   Springs. All of the material from the years  
6                   1959 and earlier would have come from there,  
7                   and much of the post-1968 material would have  
8                   come from there.
- 9           b. Large amounts of material from my husband's  
10                   and my personal storage maintained in the  
11                   Controller's Archives. This would encompass  
12                   the material from the years 1959 to 1967 or  
13                   1968.
- 14           c. Some materials (a relatively small amount)  
15                   from my husband's personal office which he  
16                   maintained for a period of time at Gilman Hot  
17                   Springs.
- 18           d. Some materials the source of which I am not  
19                   presently able to determine.

20           11. When I reviewed the documents held under seal I  
21           discovered that they are currently contained in five card-  
22           board boxes. I did not have an opportunity to do a complete  
23           inventory of all the materials. However, I have listed  
24           below some of the materials that are contained in each of  
25           the boxes:

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(a) Box 1.

1. Documents from my personal files which had been stored at Gilman Hot Springs;
2. Personal letters from my husband to myself from 1967;
3. My personal copies of Church of Scientology financial documents;
4. Personal letters and documents from my husband dated from the 1930's and 40's;
5. Handwritten dispatches from Mr. Hubbard;
6. Telex messages from my husband to myself;

(b) Box 2.

1. Personal correspondence between myself, my husband, and Ronald E. DeWolf;
2. My husband's address book from 1966;
3. Personal letters from myself to my husband from the early 1950's;
4. Materials taken from the Archives trunks and from my personal storage including documents in my handwriting as well as my husbands;
5. The funeral oration for a friend of ours given by my husband;
6. Personal letters from myself to various individuals.

(c) Box 3



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1. A letter from myself to my mother dated 1965;
2. Letters between my husband and myself;
3. Copies of documents from my personal files;
4. Correspondence between Mr. Hubbard and his father;
5. Letters from Mr. Hubbard to his first and second wives written during their marriages;
6. A file containing documents relating to the death of our son, Quenton.

(d) Box 4

1. An assortment of documents from the Archives trunks and from my personal files. These include copies of personal correspondence between my husband and myself.

(e) Box 5

1. Additional correspondence taken from my personal files;
2. My husband's naval records also taken from my personal files;
3. Two tape cassettes;
4. Correspondence between myself and my attorney dated December 23, 1977;
5. Correspondence from my personal storage involving Helen O'Brian;



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6. Correspondence taken from my husband's personal files at Gillman Hot Springs;

7. Approximately 50 photographs primarily of our family also taken from our personal materials.

12. The overwhelming amount of the material comes from the Gilman Hot Springs or Controller's Archives personal storage. This material was not supposed to be provided to anyone without my prior consent, especially since my husband had gone into seclusion in February, 1980, and was not available to give consent himself. In such circumstances, as I have indicated, it was I, and only I, who could authorize access to these materials, and who had the right to possession of them in my husband's absence, except that the Church was holding them only for us. With respect to the items that come from my husband's personal office, I believe that our understanding of my control and possession over our joint personal property extends to that property as well, and that, in his absence, the material should have been placed in our personal storage at Gilman Hot Springs but apparently was not done so. At no time did I give permission to Gerry Armstrong or to anyone else to gain direct access to, or to copy, any of the personal papers or other items that were taken from our personal storage.

13. From what I am now able to determine, what occurred was that, when I resigned my post as Controller in May, 1981, and with my husband unavailable, various indivi-



1 duals in the Church made the decision to permit access to  
2 these materials. Whether such actions were at the time well  
3 intentioned or not, the fact is that such activities and  
4 access was not and would not have been agreed to by me.

5 14. I am informed that Gerry Armstrong maintains that  
6 he had an agreement with my husband permitting him to obtain  
7 access to these materials. This is not the case. I am per-  
8 sonally familiar with the post that Mr. Armstrong held, and  
9 with what was authorized by either my husband or myself for  
10 that post, and can state that there was no intention on  
11 either of our part to give permission to Mr. Armstrong to  
12 obtain these materials. Indeed, I had correspondence with  
13 Gerry Armstrong concerning his research and did not approve  
14 such access.

15 15. More particularly, when Gerry Armstrong assumed  
16 the post of Senior PRO Researcher, which included gathering  
17 materials for my husband's biography, he requested of my  
18 husband that he be assigned to this post. My husband  
19 approved in general terms, and did not make reference to our  
20 personal storage. Similarly, my husband referred to the  
21 fact that there was a great deal of data to collect up, but  
22 this was not a reference to our personal storage. Had my  
23 husband intended to authorize such access, he would have  
24 notified me as I had always exercised control over such  
25 materials and had always had the responsibility of autho-  
26 rizing access to such materials for other than our personal  
27 use. He did not do so.

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1           16. I also understand that Mr. Armstrong points to the  
2 letter of Pat Brice, introducing Mr. Armstrong as an indivi-  
3 dual who had my husband's "permission . . . to do any  
4 research needed to assist the author of the biography."  
5 This letter was not to authorize access to our personal  
6 storage, but rather was to encourage various individuals who  
7 had information about my husband to cooperate with  
8 Mr. Armstrong.

9           17. Additional evidence of the fact that Mr. Armstrong  
10 was not authorized to gain general access to our personal  
11 storage is a series of communications I had with him con-  
12 cerning his post. When he first assumed post around  
13 February, 1980, I wrote him and congratulated him and told  
14 him he could liase with Controller Archives for original  
15 Dianetics and Scientology manuscripts of my husband's. In  
16 August, 1980, I indicated to his senior that certain mate-  
17 rials belonged with my husband's personal files, and others  
18 would go to the Archives Trust Mr. Armstrong was working on.  
19 (The Archives Trust was to be a place for showing artifacts,  
20 early articles about my husband, desks, photographs, etc.;  
21 it was not to be a place for displaying our personal mate-  
22 rials, and I had no idea that Mr. Armstrong was taking  
23 possession of these.) With respect to both materials in  
24 Controllars Archives and our personal storage at Gilman Hot  
25 Springs, permission was required from me personally. Mr.  
26 Armstrong was or should have been aware that he should clear  
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1 with me access to our personal storage or other private  
2 materials.

3 18. Even if it could be construed that Mr. Armstrong  
4 properly, and with authorization, gained access to the mate-  
5 rials in question, such access was only for a limited  
6 purpose and with restriction. Neither my husband nor I have  
7 ever surrendered ownership of our personal items and mate-  
8 rials. Anybody who held positions related to my husband did  
9 so with the clearly understood condition that he or she was  
10 a Scientologist in good standing, a category which Mr.  
11 Armstrong no longer fits. This Scientology affiliation was  
12 always a condition of aides for either of us, and Mr.  
13 Armstrong's disaffection with Scientology would automati-  
14 cally terminate any authority he was ever granted with  
15 respect to either of us, or to our personal possessions.  
16 Mr. Armstrong could never have had any doubt of this, as it  
17 was a practice and condition of which he was well aware.  
18 Further, neither Mr. Armstrong nor the biographer were to be  
19 given personal possession of any items of ours, even if they  
20 were permitted access, and it was understood that my husband  
21 and I had the right to approve the biography, thus per-  
22 mitting us to prevent any unwarranted intrusion on our  
23 privacy.

24 19. From what I am presently able to determine, large  
25 amounts of the materials in question are of considerable  
26 value, and many of them are highly personal. There are let-  
27 ters between my husband and myself; there is various other  
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1 correspondence; there are journals; there are personal  
2 records; there are military records; there are financial  
3 records; there are personal memorabilia and artifacts; there  
4 are personal photographs; there are various drafts, notes,  
5 and other writings; and there are tape and/or video recordings.  
6 So long as these items of my husband's and my personal pro-  
7 perty are not returned to the Church of Scientology for  
8 safekeeping, both my husband and I are suffering irreparable  
9 injury as a result of an unauthorized taking and dissemina-  
10 tion of our property, denial of access to our property, and  
11 continuing invasion of our personal and private lives. There  
12 is absolutely no reason why our personal property should not  
13 be returned. The taking of this property from the Church of  
14 Scientology was without either of our consent, and only  
15 return of the property can vindicate our legitimate rights.  
16 In my husband's absence I have the right to take possession  
17 of these documents. It is my desire that they be returned  
18 to the Church for safe-keeping, and the Church and I have  
19 made appropriate arrangements to ensure the privacy of these  
20 personal documents while they are maintained for safekeeping  
21 by the Church. Our privacy continues to be invaded so long  
22 as unwanted third party intrusion occurs, and this intrusion  
23 occurs each time the materials in question are provided to  
24 any other party, including the parties to this action. My  
25 husband and I as well as the Church of Scientology will con-  
26 tinue to suffer irreparable injury unless this court grants  
27 a preliminary injunction returning the property in question  
28 to the my custody of the Church.



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I declare under penalty of perjury, that the foregoing  
is true and correct.

Executed at Los Angeles, California, on January 26, 1983.

  
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MARY SUE HUBBARD